

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 4:05-cv-00329-GKF-SAJ
)	
TYSON FOODS, INC., et al.,)	
)	
Defendants.)	

**AGREED MOTION SET HEARING ON
MOTION FOR RECONSIDERATION
OF ORDER COMPELLING DISCOVERY (DKT # 1150)**

COMES NOW the Plaintiff, the State of Oklahoma, ex rel. W.A. Drew Edmondson, in his capacity as Attorney General of the State of Oklahoma, and Oklahoma Secretary of the Environment, C. Miles Tolbert, in his capacity as the Trustee for Natural Resources for the State of Oklahoma under CERCLA, (“the State”), and *with the agreement of the Cargill Defendants*, respectfully moves to set hearing and oral argument on the State’s Motion for Reconsideration (Dkt # 1153) of the Court’s Order compelling discovery (Dkt # 1150) on June 28, 2007 at 9:30 a.m. with other discovery motions pending between the State and the Cargill Defendants. In support of this motion, the State would show the Court as follows:

1. On May 29, 2007 the State filed its Motion for Reconsideration (Dkt # 1153) of the Court’s Order compelling discovery (Dkt # 1150).
2. Contemporaneously herewith, the State has filed an agreed motion to defer the document production required by the Court’s Order until a reasonable time after a ruling on its Motion for Reconsideration, if such production is still required.
3. The State respectfully asks that its Motion for Reconsideration be set with other discovery motions pending between the State and the Cargill Defendants on June 28, 2007 at

9:30 a.m. as a matter of judicial economy and to present that Motion to the Court at the earliest practicable time.

4. The State has conferred with counsel for the Cargill Defendants, who agree to the setting of the Motion for Reconsideration at the time requested.

WHEREFORE, premises considered, the State, with the agreement of the Cargill Defendants, respectfully moves the Court to set a hearing and oral argument on the State's Motion for Reconsideration (Dkt # 1153) on June 28, 2007 at 9:30 a.m. with other discovery motions involving the State and the Cargill Defendants.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of June, 2007, I electronically transmitted the attached document to the following:

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I hereby certify that on this 7th day of June, 2007, I served the foregoing document by U.S. Postal Service on the following:

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